

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION**

EVERETT C. KAYMORE

Petitioner,

V.

UNITED STATES OF AMERICA

Respondent.

Criminal Case No. 5:10cr00016-1

2255 FINAL ORDER

By: Samuel G. Wilson
United States District Judge

In accordance with the memorandum opinion entered on this day, it is hereby **ORDERED** and **ADJUDGED** that the government's motion to dismiss Kaymore's motion pursuant to 28 U.S.C. § 2255 is **GRANTED**, Kaymore's motion is **DISMISSED**, and this matter is **STRICKEN** from the court's active docket. Further, finding that Kaymore has failed to make the requisite substantial showing of the denial of a constitutional right, as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

ENTER: January 30, 2013.


UNITED STATES DISTRICT JUDGE